



Legislative Council Staff
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Fiscal Note

Drafting Number:	LLS 24-0291	Date:	January 19, 2024
Prime Sponsors:	Rep. Valdez	Bill Status:	House Energy & Environment
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Bill Topic: **RECYCLING OF SINGLE-USE ELECTRONIC SMOKING DEVICES**

Summary of	<input checked="" type="checkbox"/> State Revenue	<input type="checkbox"/> State Transfer	<input type="checkbox"/> Local Government
Fiscal Impact:	<input checked="" type="checkbox"/> State Expenditure	<input type="checkbox"/> TABOR Refund	<input type="checkbox"/> Statutory Public Entity

The bill creates an advisory group to study electronic smoking device recycling. It increases state expenditures and may increase state revenue in FY 2024-25 and FY 2025-26 only.

Appropriation Summary: For FY 2024-25, the bill requires an appropriation of \$175,329 to the Department of Public Health and Environment.

Fiscal Note Status: The fiscal note reflects the introduced bill.

Table 1
State Fiscal Impacts Under HB 24-1069

		Budget Year FY 2024-25	Out Year FY 2025-26
Revenue		-	-
Expenditures	General Fund	\$175,329	-
	Centrally Appropriated	\$6,990	-
	Total Expenditures	\$182,319	-
	Total FTE	0.4 FTE	-
Transfers		-	-
Other Budget Impacts	General Fund Reserve	\$26,299	-

Summary of Legislation

The bill creates the Electronic Smoking Device Recycling Strategies Advisory Group in the Department of Public Health and Environment (CDPHE). The advisory group must evaluate methods and strategies for recycling single-use electronic smoking devices, including policy recommendations for the state or local governments and any existing grant programs that may assist. The advisory group must submit a report of its findings to the General Assembly, CDPHE, and the Governor's office by October 1, 2025. The advisory group repeals September 1, 2026.

State Revenue

The bill potentially increases state revenue to the General Fund from gifts, grants, or donations; however, no sources have been identified at this time. Gifts, grants, and donations are exempt from TABOR revenue limits.

State Expenditures

The bill increases state expenditures in CDPHE by \$175,329 in FY 2024-25, paid from the General Fund. Expenditures are shown in Table 2 and detailed below.

Table 2
Expenditures Under HB 24-1069

	FY 2024-25	FY 2025-26
Department of Public Health and Environment		
Personal Services	\$25,329	-
Consultant	\$150,000	-
Centrally Appropriated Costs ¹	\$6,990	-
Total Cost	\$182,319	-
Total FTE	0.4 FTE	-

¹ Centrally appropriated costs are not included in the bill's appropriation.

Department of Public Health and Environment. The department requires an estimated 2,000 hours of a consultant at \$75 per hour to oversee the advisory group, attend advisory group meetings, and prepare the advisory group's final report. CDPHE also requires 0.4 FTE in FY 2024-25 only to solicit the contract for the consultant, facilitate the appointment of advisory group members, and coordinate advisory group meetings. Workload may minimally increase in FY 2025-26 to review deliverables and close out the consultant's contract.

Centrally appropriated costs. Pursuant to a Joint Budget Committee policy, certain costs associated with this bill are addressed through the annual budget process and centrally appropriated in the Long Bill or supplemental appropriations bills, rather than in this bill. These costs, which include employee insurance and supplemental employee retirement payments, are shown in Table 2.

Effective Date

The bill takes effect upon signature of the Governor, or upon becoming law without his signature.

State Appropriations

For FY 2024-25, the bill requires a General Fund appropriation of \$175,329 and 0.4 FTE to the Department of Public Health and Environment, of which \$150,000 requires roll-forward spending authority for FY 2025-26.

State and Local Government Contacts

Governor's Office

Public Health and Environment

The revenue and expenditure impacts in this fiscal note represent changes from current law under the bill for each fiscal year. For additional information about fiscal notes, please visit the [General Assembly website](#).